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Attorneys for Defendant WAL-MART STORES, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

BETTY DUKES, PATRICIA SURGESON,  
EDITH ARANA, DEBORAH GUNTER, and  
CHRISTINE KWAPNOSKI, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

WAL-MART STORES, INC.,

Defendant.

Case No. C-01-2252-CRB

**STIPULATED REQUEST AND ORDER  
MODIFYING CASE MANAGEMENT  
SCHEDULE**

The undersigned counsel, on behalf of Plaintiffs Betty Dukes, Patricia Surgeson, Edith Arana, Deborah Gunter, and Christine Kwapnoski (“Plaintiffs”) and Defendant Wal-Mart Stores, Inc. (“Wal-Mart,” and collectively, with Plaintiffs, the “Parties”), hereby stipulate as follows:

### **RECITALS**

WHEREAS the parties submitted a joint proposed order regarding case management on May 2, 2014, which was adopted by the Court on May 6, 2014 (Dkt. No. 1003);

WHEREAS the parties have propounded substantial supplemental and new discovery since that Order was entered and resolved many differences regarding written discovery requests by extensive conferences between the parties;

WHEREAS the parties are in the midst of the depositions of the five plaintiffs and have agreed to schedule the depositions of Wal-Mart’s witnesses to avoid conflicting with the busy retail holiday season, as needed;

WHEREAS despite the best efforts of both parties to comply with the existing case management schedule, the parties will not be able to complete the discovery each has served by November 21, 2014 as scheduled; and

WHEREAS in light of both parties’ diligence since the entry of the Court’s May 6 order, the parties do not anticipate the need for substantial new written discovery. The new deadlines will allow for an orderly completion of the written discovery both sides have already served, and, if necessary, for follow-up discovery the parties could not have previously anticipated despite reasonable efforts to complete discovery by the current deadline; and

WHEREAS no prior requests for extension have been made with respect to the merits discovery period.

### **STIPULATION**

Accordingly, the parties now jointly stipulate and respectfully request that this Court order the following changes to the existing schedule:

<b>Event</b>	<b>Current Date</b>	<b>Proposed New Date</b>
Date certain for Wal-Mart to provide requested	--	December 12, 2015

data to plaintiffs		
Non-Expert Discovery Cutoff / Expert Disclosures	November 21, 2014	February 16, 2015
Responsive Expert Disclosures	December 22, 2014	March 16, 2016
Dispositive Motion Deadline	January 9, 2015	April 3, 2015
Briefs in Opposition	February 6, 2015	May 1, 2015
Briefs in Reply	February 20, 2015	May 15, 2015
Proposed hearing date	March 6, 2015	June 5, 2015
Joint Proposed Pretrial Order	May 18, 2015	August 21, 2015
Pretrial Conference	May 26, 2015	August 28, 2015
Trials	June 1, 2015	September 8, 2015

Pursuant to Local Rule 6-2(a), the declaration of Christine E. Webber in support of this stipulation is filed herewith.

IT IS SO STIPULATED.

Dated: November 17, 2014

By: /s/Christine E. Webber

By: /s/Michele Maryott

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**I, Christine E. Webber, attest that concurrence in the filing of this document has been obtained from the other signatory.**

**ORDER**

Pursuant to the above stipulation, the Stipulation and Order regarding the case management schedule is approved.

DATE: NOVEMBER 18, 2014

